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6
7 Attorneys for Sprint Nextel Corp.,
Sprint Communications Co. L.P.,
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8 Nextel West Corp.

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10 IN THE
11 UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
13 -- San Francisco Division --

14 _____)
15 In re:) MDL Dkt. No. 06-1791-VRW
16 NATIONAL SECURITY AGENCY) STIPULATION AND [PROPOSED] ORDER
TELECOMMUNICATIONS RECORDS) TO STAY CASES AGAINST SPRINT
17 LITIGATION)
18 This document relates to:) [Civil L.R. 6-2, 7-1(a)(5), 7-12]
19 Nos. C-06-6222-VRW;) Courtroom: 6, 17th Floor
C-06-6224-VRW;) Judge: Hon. Vaughn R. Walker
C-06-6254-VRW;
C-06-6295-VRW;
C-07-0464-VRW
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1 STIPULATION

2 In furtherance of judicial economy and to avoid potentially
3 unnecessary expense, the undersigned counsel for and on behalf of the
4 entities named below wish to stay all proceedings against the Sprint
5 entities pending determination of appellate review in Hepting v. AT&T
6 Corp., No. C-06-672-VRW, currently pending on appeal to the United
7 States Court of Appeals for the Ninth Circuit.

8 Interim class counsel for the Sprint Subscriber Class
9 plaintiffs and counsel for the Sprint defendants^{*/} hereby stipulate as
10 follows:

11 1. All proceedings against the Sprint defendants shall be
12 stayed until the United States Court of Appeals for the Ninth Circuit
13 issues its ruling on review of the July 20, 2006, order of this Court
14 in Hepting v. AT&T Corp., No. C-06-672-VRW.

15 2. This stay shall encompass any proceedings pending
16 herein against the Sprint defendants, or transferred by the Judicial
17 Panel on Multidistrict Litigation to this Court and consolidated with
18 this MDL, No. 06-1791-VRW, subsequent to the entry of this
19 Stipulation. The following cases filed against the Sprint defendants
20 have been transferred to this Court:

21 C-06-6222-VRW;

22 C-06-6224-VRW;

23 C-06-6254-VRW;

24 C-06-6295-VRW;

25 C-07-0464-VRW.

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27 ^{*/} The Sprint defendants are Sprint Nextel Corp., Sprint
28 Communications Co. L.P., Sprint Spectrum L.P. and Nextel West
Corporation and as used herein include any entities related to them.

1 3. This stay shall not apply to any MDL proceedings
2 against entities other than the Sprint defendants.

3 4. This stay shall not otherwise alter the substantive
4 and other procedural rights of the Sprint defendants or of the
5 subscribers who have filed complaints against the Sprint defendants.

6 5. The Sprint defendants are not required to file any
7 response to any complaint against them until sixty (60) days after
8 the expiration of this stay.

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34 By /s/ John G. Kester

35 Attorneys for Sprint Nextel Corp.,
36 Sprint Communications Co. L.P.,
37 Sprint Spectrum L.P. and Nextel
38 West Corp.

1 February 7, 2007

2 DECLARATION PURSUANT TO GENERAL ORDER 45

3 I declare that I have received authorization to file this
4 document from each of the signatories listed above.

5 I declare under penalty of perjury that the foregoing
6 declaration is true and correct.

7 Executed February 7, 2007, at Washington, D.C.

8 /s/ John G. Kester

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1 [PROPOSED] ORDER
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3 Pursuant to the foregoing stipulation, and good cause
4 appearing, IT IS SO ORDERED.
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6 Vaughn R. Walker
7 United States District Court, Northern District of California
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11 Date: February 14, 2007
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